

**MINUTES OF THE MEETING OF THE  
ROWAN COUNTY BOARD OF COMMISSIONERS**

**August 20, 2012 – 6:00 PM**

**J. NEWTON COHEN, SR. ROOM**

**J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING**  
.....

Present: Chad Mitchell, Chairman  
Carl Ford, Vice-Chairman  
Jon Barber, Member  
Raymond Coltrain, Member  
Jim Sides, Member

County Manager Gary Page, Clerk to the Board Carolyn Athey, County Attorney Jay Dees and Finance Director Leslie Heidrick were present.

Chairman Mitchell convened the meeting at 6:00 p.m.

Commissioner Coltrain provided the Invocation and also led the Pledge of Allegiance.

**CONSIDER APPROVAL OF THE MINUTES**

Commissioner Sides moved, Commissioner Ford seconded and the vote to approve the minutes of the August 6, 2012 Commission Meeting passed unanimously.

**CONSIDER ADDITIONS TO THE AGENDA**

There were no additions to the agenda.

**CONSIDER DELETIONS FROM THE AGENDA**

There were no deletions from the agenda.

**CONSIDER APPROVAL OF THE AGENDA**

Commissioner Sides moved, Commissioner Ford seconded and the vote to approve the agenda passed unanimously.

## **1. CONSIDER APPROVAL OF CONSENT AGENDA**

Commissioner Coltrain moved approval of the Consent Agenda. The motion was seconded by Commissioner Sides and passed unanimously.

The Consent Agenda consisted of the following:

- A. Amendment to County Manager's Employment Contract
- B. Reschedule Public Hearing for Project Green to September 17, 2012

## **2. RECOGNITION AND APPROVAL OF PROCLAMATION HONORING NORTH ROWAN HIGH SCHOOL MEN'S OUTDOOR TRACK TEAM FOR THEIR 1A STATE OUTDOOR TRACK CHAMPIONSHIP**

Chairman Mitchell said the Board would be recognizing all the teams in the school system which had won state championships during the 2011-12 school year.

Chairman Mitchell then read a Proclamation honoring North Rowan High School Men's Outdoor Track Team for their 1A State Outdoor Track Championship.

Commissioner Sides moved, Commissioner Coltrain seconded and the vote to approve the Proclamation as presented passed unanimously.

The Proclamation read as follows:

WHEREAS, the North Rowan High School Cavalier Men's Outdoor Track Team, under the leadership of Coach Robert Steele is to be recognized for its outstanding 2012 track season; and

WHEREAS, by their extraordinary efforts, this dynamic team has won the Rowan County Championship, Yadkin Valley Conference and the Mid-Western Regional Championship, as it progressed to winning the 1A State Outdoor Track Championship, for the second straight year; and

WHEREAS, the individual efforts of all team members was crucial to the successful season; and

WHEREAS, the incredible athleticism and commitment of these young men has proven to be a source of admiration and inspiration to the citizens of Rowan County.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the 2012 North Rowan High School Men's Outdoor Track Team and Coaching Staff for their astounding achievements and commend them for their display of sportsmanship and leadership as they represented Rowan County.

Chairman Mitchell called the coaching staff and team members forward to present the Proclamation. The presentation was followed by a round of applause and a standing ovation.

**3. RECOGNITION AND APPROVAL OF PROCLAMATION HONORING SALISBURY HIGH SCHOOL WOMEN'S TENNIS TEAM FOR THEIR 2A STATE DUAL TEAM TENNIS TITLE**

Chairman Mitchell read the Proclamation honoring Salisbury High School Women's Tennis Team for their 2A State Dual Team Tennis Title

Commissioner Ford moved, Commissioner Coltrain seconded and the vote to approve the Proclamation as presented passed unanimously.

The Proclamation read as follows:

WHEREAS, the Salisbury High School Women's Tennis Team and Coach Chris Myers is to be recognized and honored for their victorious 2011-12 tennis season; and

WHEREAS, by their astonishing efforts, this incredible team has won the 2A State Dual Team Tennis Title for the fourth consecutive year and ended the 2011-12 season with an amazing record of 20-1; and

WHEREAS, the individual efforts of all team members was crucial to the successful season; and the dedication and commitment of these young Rowan County women, along with their coaching staff, have proven to be a source of admiration and inspiration to their fellow students and the citizens of Rowan County.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the Salisbury High School Women's Tennis Team and Coach Myers for their incredible achievements and to commend them for their display of sportsmanship and leadership as they represented Rowan County.

Chairman Mitchell called the coaching staff and team members forward to present the Proclamation. The presentation was followed by a round of applause and a standing ovation.

**4. RECOGNITION AND APPROVAL OF PROCLAMATION HONORING SALISBURY HIGH SCHOOL WOMEN'S GOLF TEAM FOR THEIR 1A/2A GOLF STATE CHAMPIONSHIP**

Chairman Mitchell read the Proclamation honoring Salisbury High School Women's Golf Team for their 1A/2A Golf State Championship.

Commissioner Coltrain moved, Commissioner Ford seconded and the vote to approve the Proclamation as presented passed unanimously.

The Proclamation read as follows:

WHEREAS, the Salisbury High School Women's Golf Team, under the direction of Coach Dale Snyder, is to be acknowledged and honored for its superb athletic season; and

WHEREAS, by its outstanding efforts, this team has won the 1A/2A Women's Golf State Championship with a low score of 496; and

WHEREAS, the individual efforts and accomplishments of all team members was crucial to the successful season.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the 2012 Salisbury High School Women's Golf Team and Coach for their outstanding achievements and commends them for their display of sportsmanship and leadership as they represented Rowan County.

Chairman Mitchell called the coaching staff and team members forward to present the Proclamation. The presentation was followed by a round of applause and a standing ovation.

**5. RECOGNITION AND APPROVAL OF PROCLAMATION HONORING SALISBURY HIGH SCHOOL MEN'S GOLF TEAM FOR THEIR 2A GOLF STATE CHAMPIONSHIP**

Chairman Mitchell read the Proclamation honoring Salisbury High School Men's Golf Team for their 2A Golf State Championship.

Commissioner Coltrain moved, Commissioner Ford seconded and the vote to approve the Proclamation as presented passed unanimously.

The Proclamation read as follows:

WHEREAS, the Salisbury High School Men's Golf Team, under the direction of Coach Dale Snyder, is to be acknowledged and honored for its spectacular athletic season; and

WHEREAS, by its extraordinary efforts, this team has won the Rowan County Championship and the Central Carolina Conference, both for the second straight year and the 2A Midwest Regional Championship as it progressed to winning the 2A Men's Golf State Championship; and

WHEREAS, the individual efforts and accomplishments of all team members was crucial to the successful season.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the 2012 Salisbury High School Men's Golf Team and Coach for their outstanding achievements and commends them for their display of sportsmanship and leadership as they represented Rowan County.

Chairman Mitchell called the coaching staff and team members forward to present the Proclamation. The presentation was followed by a round of applause and a standing ovation.

**6. RECOGNITION AND APPROVAL OF PROCLAMATION HONORING SALISBURY HIGH SCHOOL MEN'S SOCCER TEAM FOR THEIR 2A STATE CHAMPIONSHIP**

Chairman Mitchell read the Proclamation honoring Salisbury High School Men's Soccer Team for their 2A State Championship.

Commissioner Sides moved, Commissioner Coltrain seconded and the vote to approve the Proclamation as presented passed unanimously.

The Proclamation read as follows:

WHEREAS, the Salisbury High School Men's Soccer Team, under Coach Matt Parrish and Staff, is to be recognized and honored for their outstanding 2011-12 soccer season; and

WHEREAS, by their extraordinary efforts, this dynamic team has won Regional and Conference titles and progressed to achieving the 2A State Championship Title and ending the season with an amazing record of 21-1-1; and

WHEREAS, the individual efforts of all team members was crucial to the successful season; and the commitment and excellent performance of these young Rowan County men, along with their coaching staff, have proven to be a source of admiration and inspiration to the citizens of Rowan County.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the Salisbury High School Men's Soccer Team and Coaching Staff for their outstanding achievements and to commend them for their display of sportsmanship and leadership as they represented Rowan County.

Chairman Mitchell called the coaching staff and team members forward to present the Proclamation. The presentation was followed by a round of applause and a standing ovation.

## **7. PUBLIC COMMENT PERIOD**

Chairman Mitchell opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. The following individuals came forward:

- Larry Wright encouraged the Board not to honor a request from the Rowan-Salisbury School System to use classroom supply money to fund teaching positions.
- Kent Cooper sought the Board's help in getting a parcel of land he owns de-annexed by the Town of Cleveland. Mr. Cooper also presented the Clerk with a handout for the Board's reference.

With no one else wishing to address the Board, Chairman Mitchell closed the Public Comment Period.

## **8. PUBLIC HEARING FOR CUP 01-12**

Chairman Mitchell read the Chairman's Speech (Exhibit A) and declared the public hearing for CUP 01-12 to be in session. Chairman Mitchell said the hearing would focus on an application submitted by the owners of the property located along the 3000 block of Trexler Street. The purpose of the request was to allow for a one-lot family subdivision of tax parcel 407B005 in the Commercial, Business, Industrial (CBI) District.

The Clerk swore in those wishing to provide testimony in the case.

Planner Andy Goodall presented the Staff Report (Exhibit B). Mr. Goodall explained that the applicants were requesting consideration of a conditional-use permit (CUP) to establish a new parcel in the CBI zoning district located along the 3000 block of Trexler Street. The stated purpose of the CUP is to subdivide the 6.25-acre parcel into two (2) parcels and deed each to the family members.

Commissioner Sides moved approval of the Findings of Fact as presented (Exhibit C) and approval of CUP 01-12. The motion was seconded by Commissioner Ford and passed unanimously.

The Findings of Fact were submitted as follows:

1. The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety.

**FACT:** Sufficient road frontage (400'+) and access to an existing ingress/egress easement (20') connecting to Peach Orchard Road comply with the standards set forth in the subdivision and zoning ordinances.

2. The development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property, or that the development is a public necessity.

**FACT:** No evidence was provided that would indicate the proposal would substantially injure the value of adjoining properties.

3. The location and character of the development in accordance with conditions will be in general harmony with the area in which it is located and in general conformity with any adopted county plans.

**FACT:** The parcel is currently zoned CBI, allowing for multiple residential and non-residential uses by right, which would not detract from the surroundings.

**FACT:** The surrounding area contains a mix of commercial, industrial and residential uses.

#### **9. ACKNOWLEDGE REQUEST FROM CARDINAL INNOVATIONS HEALTHCARE SOLUTIONS FOR APPOINTMENTS TO COMMUNITY OVERSIGHT BOARD**

Chairman Mitchell discussed the request from Cardinal Innovations Healthcare Solutions asking for each county in the catchment area to appoint the following members:

- Commissioner or designee
- Family member of a person with mental illness, addiction, or intellectual/developmental disabilities

- Community Stakeholder (this can be a private citizen, or someone from an agency)

Chairman Mitchell encouraged those interested in serving to submit an application to the Clerk for the Board's consideration. Chairman Mitchell said any applications received would be considered on October 1, 2012 and the application deadline would be September 21, 2012.

#### **10. CONSIDERATION OF 2012-13 RSSS CLASSROOM SUPPLIES FUND**

County Manager Gary Page explained that during the 2012-13 budget process, the Board appropriated \$375,000 for use by the Rowan Salisbury School System (RSSS) to supplement classroom supplies. Mr. Page said at the time of the budget adoption in June, the Board reserved the right to review budget cuts by the State on RSSS, and then determine the use of the \$375,000; either to be used for school supplies or redirected to support operations or the current expense budget.

Mr. Page said the County had received a letter from the Chairman of the RSSS Board of Education (BOE), Dr. Jim Emerson, requesting the release of the extra funds to the RSSS current expense budget.

Mr. Page said the State budget did not cut RSSS as much as anticipated and he sought direction from the Board as to how to respond to the request.

Chairman Mitchell said the \$375,000 was appropriated by the County and had been held in "limbo" to wait for the State budget to be approved.

Commissioner Coltrain said deliberations during the budget process did not set limits on cuts the State might make. Commissioner Coltrain felt the Board should leave the funds in the hands of the school administration.

Commissioner Coltrain moved to allow the school administration and Board of Education to use the \$375,000 as they seem best to fit the needs of the education system. The motion died due to lack of a second.

Commissioner Sides moved that the \$375,000 be used within the school system for school supplies and that the program be administered in same manner as before by the school system with the teachers submitting vouchers. The motion was seconded by Commissioner Ford and passed 4-1 with Commissioner Coltrain dissenting.

#### **11. CONSIDER APPROVAL OF BUDGET AMENDMENTS**

Finance Director Leslie Heidrick presented the following budget amendments for the Board's consideration:

- Finance – To adjust the ROAP budget to agree with the State budget and to budget the DOT Employment Transportation Assistance Program in the RTS budget. DSS is no longer able to provide transitional transportation services for Work First clients - \$100,934
- Finance – To budget the Pesticide Environmental Trust Fund Grant received from the NC Dept of Agriculture and Consumer Services - \$7,650

Commissioner Sides moved approval of the budget amendments as presented. The motion was seconded by Commissioner Ford and passed unanimously.

## **12. ADJOURNMENT**

There being no further business to come before the Board, Commissioner Coltrain moved to adjourn at 6:23 p.m. The motion was seconded by Commissioner Ford and passed unanimously.

Respectfully Submitted,

Carolyn Athey, CMC, NCCCC  
Clerk to the Board/  
Assistant to the County Manager